

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

|  |   |                              |
|--|---|------------------------------|
| STACY S.; and JOHN AND MARY            | ) |                              |
| ELLEN S., on behalf of their daughter, | ) | CIVIL ACTION NO. 04-150E     |
| LEIGH ANN S., a minor                  | ) |                              |
|  | ) |                              |
| Plaintiffs,                            | ) |                              |
|  | ) | Electronically Filed         |
| v.                                     | ) |                              |
|  | ) |                              |
| GIRARD SCHOOL DISTRICT;                | ) | Honorable Sean J. McLaughlin |
| ROBERT SNYDER, Individually            | ) |                              |
| and in his capacity as Principal of    | ) |                              |
| Rice Avenue Middle School; and GREGORY | ) |                              |
| YARBENET, a professional employee      | ) |                              |
| of the Girard School District          | ) |                              |
|  | ) |                              |
| Defendants,                            | ) |                              |

**ORDER OF COURT**

In Erie, this the \_\_\_\_ day of \_\_\_\_\_, based upon the evidence presented here with and the legal argument set forth by the Plaintiffs, it is hereby ordered that the court finds that there are no material issues of fact in dispute and that Plaintiff are entitled to judgement as a matter of law. Judgement is entered against Yarbenet on Plaintiffs' constitutional claims. It is hereby determined that Yarbenet, while acting under the color of state law violated rights secured to Plaintiffs by the Fourth, Fifth and Fourteenth Amendments to the United States Constitution. A trial to assess damages is set for the \_\_\_\_ day of \_\_\_\_\_ 2005.

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Honorable Sean J. McLaughlin